PADER ASSESS POR PILING

Parie Hospital

Notable

IN RE: PETITION FOR ADMINISTRATIVE

ZONING VARIANCE

SEC Fuselage Ave. & Right Wing *

Drive

64 Right Wing Drive 15th Election District

5th Councilmanic District John Richardson, et ux

Petitioners

* * * * * *

* BEFORE THE

* ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* Case No. 97-424-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by John Richardson and Anita Richardson, his wife, for that property known as 64 Right Wing Drive, in the Aero Acres subdivision of Baltimore County. The Petitioners herein seek a variance from Section 400.1 of the Baltimore County Zoning Regulations (BCZR) to permit an existing carport to be located outside of the third of the lot farthest removed from any street, in a D.R.5.5 zone. The subject property and requested relief is more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the BCZR would result in practical difficulty and/or unreasonable hardship

upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

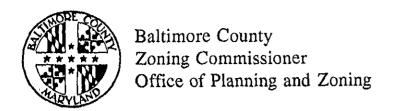
THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this 28 day of April 1997 that the Petition for a Zoning Variance from Section 400.1 of the Baltimore County Zoning Regulations (BCZR) to permit an existing carport to be located outside of the third of the lot farthest removed from any street, in a D.R.5.5 zone, be and is hereby GRANTED, subject, however, to the following restriction:

1. The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

LAWRENCE E. SCHMIDT ZONING COMMISSIONER

FOR BALTIMORE COUNTY

LES:mmn



Suite 112, Courthouse 400 Washington Avenue Towson, Maryland 21204 (410) 887-4386

April 24, 1997

Mr. and Mrs. John Richardson 64 Right Wing Drive Baltimore, Maryland 21220

> RE: Petition for Administrative Variance Case No. 97-424-A Property: 64 Right Wing Drive

Dear Mr. and Mrs. Richardson:

Enclosed please find the decision rendered in the above captioned The Petition for Administrative Variance has been granted, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

Very truly yours,

awrence E. Schmidt

Zoning Commissioner

LES:mmn encl.

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

64 Right Wing Drive

97-424-A

which is presently zoned

D.R. %5.5

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s)

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

Unable to construct car port due to 20' side set back regulation. Property is a corner lot, the proposed construction would actually be at rear of property. Proposed car port would have 3' side set back.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filling of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

City	State	Zipcode	. Address	Phone No.
Address	Phone	No.	Name	
	****		Name, Address and phone number of representative to be co	onlacted
Signature			City	Zosada
			Baltimore, MD 21220	
(Type or Print Name)			64 Right Wing Drive	686-3849
Attorney for Petitioner	•			(410)
City	State	Zipcode	Bignature Signature	o low
· indition			(Type or Frint Name)	11
Address	·	·	Anita Richardson	
Signature			John Richardson	
(Type or Print Name)			(Type or Print Name)	
			John Richardson	
Contract Purchaser/Lessee:			Legal Owner(s):	

that the subject matter of this petition be set for a public hearing , advertised, as required by the Loning Regulations of Ballimore County, in two newspapers of general

REVIEWED BY: 2.T. DATE: 3-28-47

Printed with Snybean tok on Recycled Paper

Johing Commissioner of Baltimore County



circulation throughout solitimore County, and that the properly be reposted.

Affidavit in support of 97-424-A Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

* *	v/do presently resid	ic at		rive		
		address Baltimo	ore	MD	21220	
		City		Otate	,	Zip Code
at based upon persor iance at the above ad	tal knowledge, the dress: (indicate hard)	(ollowing are the facts hip or practical difficulty)	upon which I	/we base the	request for an A	dministrative
Una	able to cor	struct car p	ort due:	to 201 s	ide set b	ack
rec	gulation.	Property is a	corner	lot, th	e propose	đ
CO	nstruction	would actual:	ly be at	rear of	property	
Pro	oposed car	port would h	ave side	set bac	k of 3'.	
<u></u>			<u></u>	 		
y be required to prov	vide additional info	protest is filed, Affiand primation.		Hartz (elgnature)	J.K	edvertising fee and
John Richar	48011	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	- (S	WDT.Car	Richardson me)	l
pe or print name) TATE OF MARYLAI HEREBY CERTIFY	ND, COUNTY OF	BALTIMORE, to with tay of	<u>eL</u>	type or print ne	me)	
TATE OF MARYLA! HEREBY CERTIFY Maryland, in and for	ND, COUNTY OF this 27 the County afore	lay of Mor	red fied to me as s	type or print ne	fore me, a Notar	y Public of the Sta th in due form of h
TATE OF MARYLAI HEREBY CERTIFY Maryland, in and for	ND, COUNTY OF this 27 the County afore personally known cts hereinabove se	aid, personally appear or satisfactorily identi-	red fied to me as s	type or print ne	fore me, a Notar	y Public of the Sta th in due form of h and belief.

My Commission Expires:

Affidavit

in support of 97-424-A Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. 64 Right Wing Drive That the Affiant(s) does/do presently reside at 21220 MD **Baltimore** Zip Code That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty) Unable to construct car port due to 20' side set back regulation. Property is a corner lot, the proposed construction would actually be at rear of property. Proposed car port would have side set back of 3'. That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. sichature) Anita Richardson John Richardson (type of print name) (type or print name) STATE OF MARYLAND, COUNTY OF BALTIMORE, to will 1997, before me, a Notary Public of the State I HEREBY CERTIFY, this & of Maryland, in and for the County aforesaid, personally appeared the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiants(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief. AS WITNESS my hand and Notarial Seal. date My Commission Expires:

MY COMMISSION EXPIRES FEB. 1, 1999



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

64 Right Wing Drive

97-424-A

which is presently zoned

%5.5 D.R.

This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s)

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

Unable to construct car port due to 20' side set back regulation. Property is a corner lot, the proposed construction would actually be at rear of property. Proposed car port would have 3' side set back.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

			Whe do solemnly declare and affirm, under the penalties of perjury, that legal owner(s) of the property which is the subject of this Petition.	t I/we are the
Contract Purchaser/Lesses:			Legal Owner(s):	
(Type or Print Name)			John Richardson (Type or Print Name)	
Algnature			Signature John Richardson,	
Address			Anita Richardson	
City	State	Zipcode	Signature Standardson	
Attorney for Petitioner:				
(Type or Print Name)			64 Right Wing Drive 686 Address Phone No.	19)
Signature			Baltimore, MD 21220 City State Zi Name, Address and phone number of representative to be contacted	pcode
Address	Phone	No.	Name	
City	State	Zipcode	Address Phone No	
A Public Hearing having be	en requested and/or found	i to be required, it is orde	red by the Zaning Commissioner of Ballimore County, thisday of	, 19

that the subject matter of this petition be set for a public hearing, advertised, as required by the Zoning Regulations of Baltimore County, in two newspapers of general

REVIEWED BY: 12T __ DATE: 3-28:97

circulation throughout Baltimore County, and that the property be reposted.



Printed with Sayboan Ink on Recycled Paper

ITEM #: 424

Zoning Commissioner of Baltimore County

• ITEM #424

ZONING DESCRIPTION FOR: 64 Right Wing Drive

97-424-A

Beginning at a point on the East side of Right Wing Drive which is 25 feet wide

At the distance of 25 feet South of the centerline of the nearest improved

Intersecting street Fuselage Avenue which is 30 feet wide. Being Lot #259,

Block ---, Section # 1 in the subdivision of Areo Acres as recorded in Baltimore County

Plat Book # 13, Folio # 139, containing 6,000 square feet. Also known as 64 Right

Wing Drive and located in the 15th Election District, 5th Councilmanic Distric.

是一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个	mys.
BALTIMORE COUNTY, MARYLAND No. 028767	
FICE OF FINANCE - REVENUE DIVISION 97 121 A	
MISCELLANEOUS CASH RECEIPT	<u>*</u>
DATE 3-28-97 ACCOUNT 16-001-6/50	*
CIO VAR AMOUNT \$ 50	
RECEIVED HOT. & P. Contradors, Inc.	*
#C4 Right wing IDr.	
97.424-A	
03A71H0073MICHRC \$50.00	
VAUIDATION OR SIGNATURE OF CASHIER	
Sgution HITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER	14
†	•

*

.

CERTIFICATE OF POSTING

RE: Case # 97-424-A

Petitioner/Developer: (Charles Richardson) Date of Head Top/Closing: (April 21, 1997)

> (410)-687-8495 (Telephone Number)

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21204

Attention: Ms. Gwendolyn Stephens

Ladies and Gentlemen:	
•	lties of perjury that the necessary sign(s) required by law
	Maryland 21220
The sign(s) were posted on	April 4, 1997(Month, Day, Year)
The second secon	₹TK Deg
	Sincerely, Ohom Oslay/4/97
	(Signature of Sign Poster & Date)
And the second s	Thomas P. Ogle, Sr(Printed Name)
	325 Nicholson Road (Address)
The second secon	Baltimore, Maryland 21221

97-424-4

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than *4-6-47

Format for Sign Printing, Black Letters on a White Background:

ZONING NOTICE

ADMINISTRATIVE VARIANCE

Case No. 97-424 A

To permit an existing correct to be
located outside of the third of
the farthest removed from any street

PUBLIC HEARING?

PURSUANT TO SECTION 26-127(b) (1), <u>BALTIMORE COUNTY CODE</u>, AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE, PROVIDED THE REQUEST IS RECEIVED IN THE ZONING REVIEW BUREAU BEFORE 5:00 P.M. ON

* 4-21-97

ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING, 111 WEST CHESAPEAKE AVE., TOWSON, MD 21204, (410) 887-3391

DO NOT REMOVE THIS SIGN AND POST UNTIL AFTER ABOVE DATE UNDER PENALTY OF LAW

HANDICAPPED ACCESSIBLE

Sect 400. 1 (BCZR)

To permit an existing Carport

to be located outside of the

third of the farthest

removed from any street,

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT

ADVERTISING SIGNS MAY BE OBTAINED FROM THE FOLLOWING:

Stacy Gardner Shannon-Baum Signs, Inc. 105 Competitive Goals Drive Baltimore, MD 21784

(410) 781-4000 Telephone: Toll Free: (800) 368-2295 (410) 781-4673 Fax:

Richard Hoffman 904 Dellwood Avenue Fallston, MD 21047

Telephone: (410) 879-3122

Garland E. Moore 3225 Ryerson Circle Baltimore, MD 21227

Telephone: (410) 242-4263 Mobile: (410) 382-4470

Tom Ogle 325 Nicholson Road Baltimore, MD 21221

Telephone: (410) 687-8405 Mobile: (410) 262-8163 Fax: (410) 687-4381

Patrick M. O'Keefe, Sr. 523 Penny Lane Hunt Valley, MD 21030

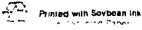
Telephone: (410) 666-5366 Voice Mail: (410) 646-8354 (410) 759-8571 Pager: (410) 628-2574 Fax:

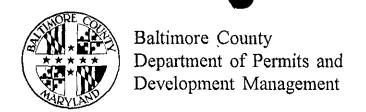
PRIOR APPROVAL BY THE DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT IS REQUIRED IF YOU WISH TO SELECT A VENDOR NOT SHOWN ON THE LIST ABOVE.

THIS DEPARTMENT IS NOT ASSOCIATED WITH ANY OF THE ABOVE VENDORS, NOR DO WE RECOMMEND ANY SPECIFIC VENDOR. WE DO SUGGEST THAT YOU CONTACT A NUMBER OF THEM TO COMPARE PRICES SINCE THEIR CHARGES DO VARY.

For newspaper advertising:	
Item No.: 494	
Petitioner: MR. John Richardson	
Location: 64 RIGHT WING DRIVE	
PLEASE FORWARD ADVERTISING BILL TO:	
NAME: MR. JOHN RICHARDSON	
ADDRESS: 64 Right WINE DEIVE	
PHONE NUMBER: (410)686-3849	
AJ:gas	

(Revised 09/24/96)





Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

April 4, 1997

ABOUT YOUR ADMINISTRATIVE VARIANCE

CASE NUMBER: 97-424-A
64 Right Wing Drive
SEC Fuselage Avenue and Right Wing Drive
15th Election District - 5th Councilmanic
Legal Owner(s): John Richardson and Anita Richardson
Post by Date: 04/06/97
Closing Date: 04/21/97

Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice serves as a refresher regarding the administrative process.

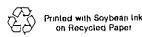
- 1) The Zoning Notice sign must be visible on the property under petition on or before the "Post by Date" noted above. It should remain there until after the closing date.
- 2) The "Closing Date" noted above, is the deadline for a neighbor to file a formal request for a public hearing.
- 3) After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. He/She may (a) grant the requested relief, (b) deny the requested relief, or (c) Order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days) as to whether or not your petition has been granted, denied, or will go to public hearing.
- 4) In cases that must go to a public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), notification of same will be forwarded to you. The sign on the property must be changed giving notice of the hearing's date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign, must be forwarded to this office.

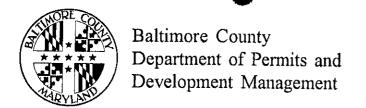
THE PROCESS IS NOT PLEASE UNDERSTAND THAT ON THE CLOSING DATE, ORDERS ARE NOT THROUGH FINAL REVIEW. MUST GO COMPLETE. THE FILE DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE AVAILABLE FOR FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon

Director

cc: John and Anita Richardson





Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

April 21, 1997

Mr. and Mrs. John Richardson 64 Right Wing Drive Baltimore, MD 21220

RE: Item No.: 424

Case No.: 97-424-A

Petitioner: John Richardson, et ux

Dear Mr. and Mrs. Richardson:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on March 28, 1997.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (410-887-3391).

Sincerely,

W. Carl Richards, Jr.

Zoning Supervisor

WCR/re
Attachment(s)





David L. Winstead Secretary Parker F. Williams Administrator

Ms. Roslyn Eubanks
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County 4.4.97 Item No. 424 RT

Dear Ms. Eubanks:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Larry Gredlein at 410-545-5606 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

Ponald Burns, Chief

Engineering Access Permits

Division

LG

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

TO:

PDM

DATE: april 9,97

FROM:

R. Bruce Seeley . RS/9/ Permits and Development Review

DEPRM

Zoning Advisory Committee Meeting Date: Opril

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s:

418

RBS:sp

BRUCE2/DEPRM/TXTSBP

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director

Permits and Development

Management

FROM: Pat Keller

Office of Planning

SUBJECT: Petitions from the Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s):

Item Nos. 411, 416, 417, 421, and 424

Prepared by:

Division Chief:

PK/JL

nocom.wps

YLAND
CE
DATE: April 7, 1997
PDM

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: April 14, 1997

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Chief Development Plans Review Division

SUBJECT: Zoning Advisory Committee Meeting

for April 14, 1997

Item Nos. 410, 411, 413, 416, 417, 422, 423 and 424

The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:HJO:cab

cc: File

ZONE414.NOC

Baltimore County Government Fire Department



700 East Joppa Road Towson, MD 21286-5500 Office of the Fire Marshal (410) 887-4880

April 9, 1997

Arnold Jablon, Director
Zoning Administration and Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF April 7, 1997

Item No.: See Below

Zoning Agenda:

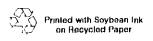
Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

410, 412, 413, 415, 416, 420, and

REVIEWER: LT. RODERT P. GAUERWALD
Fire Marshal Office, PHONE 887-4881, MS-1102F
cd: File



#419 --- MJK

1. Sign form is incorrect/incomplete.

#422 --- RT

- 1. Need printed or typed name of person signing for legal owner.
- 2. Need printed or typed title of person signing for legal owner.
- 3. Need printed or typed name of person signing for contract purchaser.
- 4. Need printed or typed title of person signing for contract purchaser.
- 5. Need authorization for person signing for attorney.

#424 --- RT

- 1 No section number or wording on petition form
- 2 Notary section is incomplete

